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20 Attorneys for Petitioners
21 DREYER'S GRAND ICE CREAM, INC. and
22 EDY'S GRAND ICE CREAM

23 UNITED STATES DISTRICT COURT
24 FOR THE NORTHERN DISTRICT OF CALIFORNIA
25 (OAKLAND DIVISION)

26 DREYER'S GRAND ICE CREAM, INC., a
27 Delaware corporation, and EDY'S GRAND ICE
28 CREAM, a California corporation,

Petitioners,

v.

ICE CREAM DISTRIBUTORS OF
EVANSVILLE, an Indiana limited liability
company,

Respondent.

Case No. C07-00140 CW

STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
[PROPOSED] ORDER

Date: October 13, 2007

Time: 2:00 pm

Place: Courtroom 2, 4th Floor

Judge: The Honorable Claudia Wilken

Petition Filed: January 9, 2007

FILED

NOV 13 2007

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

1 The parties to the action, Dreyer's Grand Ice Cream, Inc. and Edy's Grand Ice Cream
 2 (collectively "Dreyer's") and Ice Cream Distributors of Evansville ("ICD") jointly request that this
 3 Court continue the Case Management Conference currently scheduled for November 13, 2007 for
 4 thirty days.

5 The continuance is requested because an Involuntary Petition for Bankruptcy has been filed
 6 against ICD in the United States Bankruptcy Court for the Western District of Kentucky. As a result
 7 of this bankruptcy filing, the parties anticipate that the Bankruptcy Court will issue an automatic stay
 8 staying Dreyer's claims against ICD. The parties further anticipate United States Trustee involvement
 9 in ICD's claims against Dreyer's.

10 DATED: November 7, 2007

Respectfully submitted,

11 TOWNSEND AND TOWNSEND AND CREW LLP

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 13 By: /s/ Iris Sockel Mitrakos

14 IRIS SOCKEL MITRAKOS

Attorneys for Petitioners

15 DREYER'S GRAND ICE CREAM, INC. and

EDY'S GRAND ICE CREAM

16 DATED: November 7, 2007

RIECK AND CROTTY, P.C.

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 18 By: /s/ Kevin P. Brown

19 KEVIN P. BROWN

Attorneys for Respondent

20 ICE CREAM DISTRIBUTORS OF EVANSVILLE LLC

21 **ORDER**

22 PURSUANT TO THE STIPULATION, IT IS SO ORDERED. The Case Management
 23 Conference shall be continued to Dec 18 at 2pm

24 DATED: November ¹³~~7~~, 2007

25 
 26 JUDGE OF THE UNITED STATES DISTRICT COURT

27 61203669 v1